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ATTORNEYS FOR PLAINTIFF

**UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN JOSE DIVISION**

DONNA GARCIA,	CIV. NO. 11-1253 EMC
Plaintiff,	MOTION FOR ADMINISTRATIVE
vs.	RELIEF REQUESTING AN ORDER
RESURGENT CAPITAL L.P., LVNV	FOR DEFENDANT TO COMPLY WITH
FUNDING, LLC, THE BRACHFELD LAW	COURT'S PRE-TRIAL ORDER (Docket
GROUP, P.C.,	#95) and [Proposed] ORDER
Defendants.	HON. EDWARD CHEN

On March 6, 2012, this court issued a Second Amended Case Management and Pretrial Order, requiring the parties meet and confer in person on numerous pre-trial submissions. Plaintiff has made every attempt to comply with the Court's Order. However, Defendants have failed to do so.

On April 24, 2012, Plaintiff sent an email indicating counsel would be available to meet in person at Plaintiff's counsel's office in San Jose, CA, on Monday April 30, 2012 at 11 a.m.

**MOTION FOR ADMINISTRATIVE RELIEF REQUESTING AN ORDER FOR
 DEFENDANT TO COMPLY WITH COURT'S PRE-TRIAL ORDER (Docket #95) and
 [Proposed] ORDER**

1 (one Defendant is in Los Angeles and the other San Francisco, so Plaintiff's counsel chose a
2 location in between),

3 On Friday afternoon of April 27, 2012, Brachfeld's counsel indicated he was not
4 available until Thursday, May 3, 2012. However, that is two (2) days after the Pre-Trial
5 submissions are due to the court. Resurgent did not indicate it would not appear for the in-
6 person meet and confer session.

7 On April 30, 2012, at 11:00 a.m., neither Defendant appeared for the in-person meet and
8 confer session. Plaintiff's counsel telephoned Resurgent's counsel, but was unable to reach him.

9 Plaintiff respectfully request's the Court issue an order requiring Defendants to comply
10 with the Court's earlier pre-trial order and appear in person to meet and confer at Plaintiff's
11 counsel's office, on Tuesday, May 1, 2012, in order for the parties to comply with this Court's
12 earlier order.

13 Respectfully,

14 /s/Paul H. Nathan

15 Paul H. Nathan
16 Counsel for Plaintiff

17 **[Proposed] ORDER**

18 Plaintiff's motion is granted.

19 Defendants are required to meet and confer in person with Plaintiff on _____
20 at Plaintiff's counsel's office in San Jose, CA.

21 **IT IS SO ORDERED.**

22 Date:

23 _____
24 Hon. Edward Chen
25 U.S. Distric Court Judge

**MOTION FOR ADMINISTRATIVE RELIEF REQUESTING AN ORDER FOR
DEFENDANT TO COMPLY WITH COURT'S PRE-TRIAL ORDER (Docket #95) and
[Proposed] ORDER**